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40991-0010

PATENT/OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Joseph Gudgeon et al. :
Serial No: 10/698,841 :
Filed: October 31, 2003 :

For: ENGINE REVOLUTION LIMITER

**REVOCATION OF POWER OF ATTORNEY
APPOINTMENT OF NEW AGENT
AND
CHANGE OF ADDRESS**

Honorable Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned, who is the Assignee and/or authorized to act on behalf of the Assignee of the identified application, hereby revokes all previous Powers of Attorney and appoints the following attorneys with full power to prosecute the application, to make alterations and amendments therein, and to transact all business in the United States Patent Office therewith.

I hereby appoint the following registered practitioners, and all registered practitioners listed at customer number **26633**:

Paul M. Booth, Ph.D., Reg. No. 40,244; Daniel L. Girdwood, Reg. No. 52,947; Patricia D. Granados, Reg. No. 33,383; Robert M. Hansen, Reg. No. 43,656; John P. Isacson, Reg. No. 33,715; Ronald J. Kamis, Reg. No. 41,104; Johnny A. Kumar, Reg. No. 34,649; Marvin A. Motsenbocker, Reg. No. 36,614; and Colin G. Sandercock, Reg. No. 31,298

with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. In addition, please direct all correspondence to the address at the following customer number:

26633

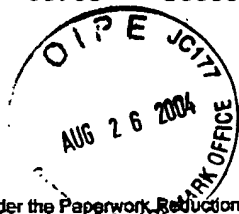
HELLER EHRMAN WHITE AND MCAULIFFE LLP
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Suite #300
Washington, DC 20006
TEL 202.912.2000
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Respectfully submitted,
HELLER EHRMAN WHITE AND MCAULIFFE LLP

August 26, 2004
Date

Johnny A. Kumar
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PTO/SB/80 (12-03)

Approved for use through 11/30/2005. OMB 0851-0035

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:

☒

Practitioners associated with the Customer Number:

26633

OR

☐

Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Assignee Name and Address:

S&S Cycle, Inc.
14025 Cty Hwy G
PO Box 215
Viola, WI 54664

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

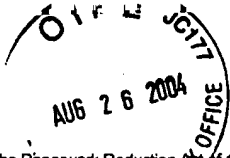
SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	Brett G. Smith		
Signature	<i>Brett G. Smith</i>	Date	5/7/2004
Title	President, S&S Cycle	Telephone	(608) 627-0257

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Joseph Gudgeon et al.

Application No./Patent No.: 10/698,841 Filed/Issue Date: October 31, 2003

Entitled: ENGINE REVOLUTION LIMITER

S&S Cycle, Inc., a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

- 1. ☒ the assignee of the entire right, title, and interest; or
- 2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

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☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

August 26, 2004
Date

Johnny A. Kumar
Signature

Johnny A. Kumar Reg. No. 34,649
Typed or printed name

Registered Patent Attorney
Title



RECORDATION FORM COVER SHEET PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Joseph A. Gudgeon
Nevin R. Hillegass
Brian S. Lindell

2. Name and address of receiving party(ies):

S & S Cycle, Incorporated
14025 County Highway G
Viola, Wisconsin 54664

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ NoAdditional name(s) & address(es) attached? ☐ Yes ☐ No

3. Nature of conveyance:

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other:

Execution Date: October 13, 2003; October 16, 2003; October 20, 2003

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: even date herewith

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Gregory A. Sebald
Address: Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41): \$40.00

☒ Enclosed
☐ Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 13-2725

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9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Gregory A. Sebald

Name of Person Signing

Signature

October 31, 2003

Date

Total number of pages including cover sheet, attachments, and document: 4

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PATENT TRADEMARK OFFICE

ASSIGNMENT

WHEREAS, we, Joseph A. Gudgeon, residing at 304 East Highland Street, La Farge, Wisconsin 54639, Nevin R. Hillegass, residing at 15676 Main Street, Richland Center, Wisconsin 53581 and Brian S. Lindell, residing at 1016 Shady Oak Drive, North Mankato, Minnesota 56003, made certain new and useful inventions and improvements for which we filed an application for Letters Patent of the United States on herewith, which is entitled ENGINE REVOLUTION LIMITER.

AND WHEREAS, S&S Cycle, Inc., a corporation organized and existing under and by virtue of the laws of the State of Wisconsin, and having an office and place of business at 14025 County Highway G, Viola, Wisconsin 54664 (hereinafter "Assignee") is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefor;

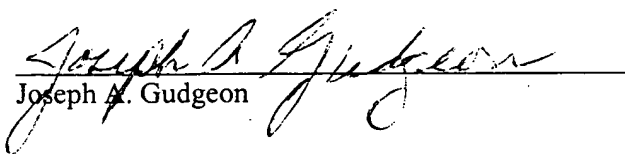
NOW THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the application, all divisions, continuations, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the Assignee, its successors and assigns.

AND, for the consideration aforesaid, we do hereby agree that we and our executors and legal representatives will make, execute and deliver any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents, and will communicate to said Assignee, its successors and representatives all facts known to us relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things which may be

necessary or desirable more effectually to secure to and vest in said Assignee, its successors or assigns the entire right, title and interest in and to the improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, furthermore we covenant and agree with said Assignee, its successors and assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us and that full right to convey the same as herein expressed is possessed by us.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 13 day of October 13, 2003


Joseph A. Gudgeon

STATE OF WISCONSIN)
) ss.
COUNTY OF RACINE)

On this 13 day of October, 2003 before me personally appeared Joseph A. Gudgeon to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]


Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand this 20TH day of
OCTOBER, 2003.

Nevin R. Hillegass
Nevin R. Hillegass

STATE OF WISCONSIN)
COUNTY OF FILLMORE) ss.

On this 20 day of OCT, 2003, before me personally appeared Nevin R. Hillegass to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]

Carey Longue
Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand this 16 day of
OCTOBER, 2003.

Brian S. Lindell
Brian S. Lindell

STATE OF MINNESOTA)
COUNTY OF WICOLLET) ss.

On this 16 day of OCTOBER, 2003 before me personally appeared Brian S. Lindell to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.



Brian David Mork
Notary Public